

IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
CRIMINAL MINUTES

FILED
DISTRICT COURT OF GUAM

MAR - 3 2006

MARY L.M. MORAN
CLERK OF COURT

CASE NO. CR-05-00053

DATE: 03/03/2006

HON. JOAQUIN V.E. MANIBUSAN, JR., Magistrate Judge

Law Clerk: Judith Hattori

Court Recorder: Leilani Toves-Hernandez

Courtroom Deputy: Marilyn Alcon

Hearing Electronically Recorded: (11:16:39 - 11:22:45)

CSO: J. Lizama

***** APPEARANCES *****

DEFT: CHRISTOPHER M. ESPINOSA

ATTY: G. PATRICK CIVILLE - not present

(X) PRESENT (X) CUSTODY () BOND () P.R.

() PRESENT () RETAINED () FPD (X) CJA APPOINTED

DEFT: BRIAN WILLIAM ELM

ATTY: CURTIS VAN DE VELD

(X) PRESENT (X) CUSTODY () BOND () P.R.

(X) PRESENT () RETAINED () FPD (X) CJA APPOINTED

U.S. ATTORNEY: RUSSELL STODDARD

AGENT: CRAIG HALES, U.S. POSTAL INSPECTOR

U.S. PROBATION: JUDY OCAMPO

U.S. MARSHAL: DAVID PUNZALAN/CLARK MARQUEZ

PROCEEDINGS:

INITIAL APPEARANCE AND ARRAIGNMENT RE THIRD SUPERSEDING INDICTMENT

- () FINANCIAL AFFIDAVIT REVIEWED AND ACCEPTED:
() DEFENDANTS SWORN AND EXAMINED: HIGH SCHOOL COMPLETED: _____
() DEFENDANTS ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES
() REMOVAL/IDENTITY HEARING () CONDUCTED () WAIVED () SET FOR: _____ at _____
() WARRANT OF REMOVAL ISSUED
() GOV'T SUMMARIZES THE EVIDENCE () GOV'T SUBMITS TO THE PLEA AGREEMENT
() COURT QUESTIONS DEFENDANTS REGARDING THEIR PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANTS OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA
() DEFENDANTS WAIVE READING OF () COMPLAINT () INFORMATION (X) INDICTMENT
() PLEAS ENTERED: () GUILTY () NOT GUILTY - TO: _____
() COUNT(S) _____ DISMISSED ON GOVERNMENT'S MOTION
() PLEA AGREEMENT FILED: _____ PLEA: () ACCEPTED () REJECTED
() COURT ORDERS PLEA AGREEMENT SEALED
() COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: _____ FOR RECOMMENDATION.
(X) CONTINUED ARRAIGNMENT SET FOR: March 6, 2006 at 1:00 p.m.
() DEFENDANTS TO BE RELEASED ON BOND (see attached release conditions)
(X) DEFENDANT REMANDED TO THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR () PROCESSING (X) DETENTION
() DETENTION HEARING REQUESTED BY GOV'T DEFT IS SET FOR: _____ at _____
() DEFENDANT RELEASED ON BAIL AS PREVIOUSLY ORDERED BY THIS COURT

NOTES:

Court stated that Mr. Civile is not available for this hearing and had requested for a continuance. Court grants the request and continued the arraignment to March 6, 2006 at 1:00 p.m. Mr. Van de Veld also requested the Court to set his client's arraignment at the same time as defendant Espinosa. No objections from the government - GRANTED.

Mr. Van de Veld requested the use of court equipment at trial. The Court granted the request, and instructed counsel to submit the appropriate document. The Court reminded counsel of the pretrial conference set for Monday, March 6, 2006 at 1:30 p.m.

Courtroom Deputy: WBC